

**MINUTES OF PUBLIC MEETING
FOR THE CORRECTIONS OFFICER RETIREMENT PLAN LOCAL BOARD
FOR THE SUPERIOR COURT**

A Public Meeting of the Corrections Officer Retirement Plan Local Board for the Superior Court was convened Tuesday, May 3, 2016, at 10:00 a.m., Conference Room 109, Arizona State Courts Building, 1501 West Washington Street, Phoenix, Arizona.

Board Members Present in Conference Room 109:

Kevin Kluge, Chair; Mark Smalley; Rob Lubitz

Board Members Attending via Conference Call:

Danna Quinn; Jason Hathcock

Also Present:

Annette Corallo, Board Secretary; Leticia Chavez, Recorder; Hannah Auckland, Board Attorney (via conference call); Ottmar & Associates, Court Reporter; Geralyn Aragon, Disability Applicant #13-01 (via conference call)

Call to Order:

Approval of the Minutes:

April 5, 2016 – Public Meeting Minutes

MOTION: A motion to approve the public meeting minutes of the April 5, 2016 meeting was made by R. Lubitz. Motion was seconded and passed unanimously; minutes stand approved. **CORP 2016-25**

Consideration of Disability Application #13-01 – Annual Review:

The Board approved Application #13-01, from Geralyn Aragon, for Accidental Disability benefits on February 5, 2014. The Board conducted its first annual review of this matter at its meeting on May 5, 2015, and voted to continue the Accidental Disability benefit and review the case in one year.

This matter is brought to the Board for an annual review of medical records. The applicant initialed the Waiver of Confidentiality provision, to allow discussion of the medical condition in open public meeting.

The applicant was asked to provide medical treatment records since April 1, 2015, to assist the Board in determining whether an independent medical re-evaluation of the applicant's condition is necessary.

The Board Secretary advised that current medical records were received from the applicant on April 15, 2016, and were provided for the Board's review. Also, the applicant's earliest

normal retirement date would have been July 8, 2022, when she would be at least 62 years of age and have attained 10 years of service.

Board member Mark Smalley arrived at 10:03 a.m.

The Chair asked Ms. Aragon if she had any statements to make to the Board. Ms. Aragon stated that for the last year she has been in a great deal of pain with headaches, which she reported ranged in pain from a scale of 2 to a 10. Ms. Aragon further stated that she is scheduled to see her dentist/surgeon to determine if more balancing of her teeth will be necessary and will be fitted for a dental brace.

The Chair asked how Ms. Aragon's counseling was going. Ms. Aragon stated that she participated in Eye Movement Desensitization Reprocessing (EMDR) therapy while seeing Dr. Laurie Tetreault, which helped a great deal, but when Workers Compensation stopped paying she had to seek another counselor. Ms. Aragon stated that she has since been seeing Dr. Susan Carlson twice a month for one year now. She looks forward to resuming EMDR with her current therapist.

Board Member Mark Smalley asked how many years of service Ms. Aragon had prior to being approved for a disability benefit. The Board Secretary responded this she had approximately 1.5 years of service before she was injured at the detention facility.

The Chair stated that the Board had two options: (1) continue the disability benefit and review the case in one year, or (2) send Ms. Aragon for an independent medical re-evaluation.

Board Member Jason Hathcock stated that, based on the medical records received, there did not appear to be any significant improvement, and based on the letter from Ms. Aragon's counselor that highly recommends that her disability be extended, he did not see a reason to send Ms. Aragon for a medical re-evaluation at this time.

MOTION: A motion to continue the Accidental Disability benefit for Applicant #13-01, Geralyn Aragon, and to review the case in one year, was made by M. Smalley. Motion was seconded and passed unanimously. CORP 2016-26

Approval of Normal Retirement Benefits:

The Local Board may consider and vote on the approval of Normal Retirement benefits for the following applications or defer decision to a later date:

Edward R. Apodaca
Teresa Franco
Alvaro Grijalva
Joseph R. Hengemann
Connie G. Koch
Gary A. Rogers

MOTION: A motion to approve the payment of Normal Retirement benefits to the following applicants in about the following amounts, effective as indicated, with Mr. Grijalva's payment being retroactive for as long as allowed by statute, was made by J. Hathcock. Motion was seconded and passed unanimously. CORP 2016-27

Edward R. Apodaca:	\$2,546.75
Teresa Franco:	\$3,663.35; Reverse DROP Estimate: \$104,467.14
Alvaro Grijalva:	\$2,121.61; effective January 1, 2016
Joseph R. Hengemann:	\$1,479.47
Connie G. Koch:	\$4,438.04
Gary A. Rogers:	\$3,754.18; effective April 1, 2016

Review of Retiree Return to Work – Teresa Franco:

The Board received a Notice of Retiree Return to Work from Pima County for Teresa Franco. The form indicates that Ms. Franco retired from the Pima County Superior Court under CORP effective May 1, 2016, and returned to work for the Pima County Superior Court on April 18, 2016, as a Dependency Case Facilitator (an ASRS position).

MOTION: A motion that the Board received a Notice of Return to Work for Teresa Franco and finds (1) Ms. Franco is eligible to continue to receive a CORP pension and (2) Ms. Franco's employer (Pima County) is not responsible for paying the CORP alternate contribution rate on her behalf was made by R. Lubitz. Motion was seconded and passed unanimously. CORP 2016-28

Acknowledgment of CORP Physical Pre-Existing Conditions:

The Chair noted, for the record, that the physical examination reports for members Mary Jo Cupani, Jodi Mullins and Dillon Richhart identified one or more pre-existing conditions. The Board approved these officers for CORP membership at past meetings. Their physical examination reports were received after 60-day notices were sent.

Acknowledgement of CORP Physical Exam Final Letters:

The Chair noted, for the record, that a physical examination report for Jolene Decker was not received within 60 days of receipt of her membership application and that a final letter requesting an examination was sent to this member via certified mail on April 21, 2016.

Approval of Membership:

The Local Board may consider and vote on the approval of the following requests for membership or defer decision to a later date:

Andrews, Gillian	Coconino	3/28/2016
Briones, Josaphat	Yuma	4/4/2016
Bullen, Sunikia	Maricopa	4/11/2016
Chavez, Michelle	Coconino	1/30/2016
Chu, Caroline	Pima	4/4/2016
Decker, Jolene	Coconino	7/20/2015

DuQuesnay, Torri	Pinal	3/14/2016
Gant, Sedric	Maricopa	4/11/2016
Grijalva, Ramon	Maricopa	4/25/2016
Guimaraes, Brianne	Maricopa	4/11/2016
Gutierrez, Lorena	Maricopa	4/25/2016
Ingram, James	Maricopa	4/11/2016
Irving, Cherry	Maricopa	3/28/2016
Jaramillo Jr., Hector	Maricopa	4/18/2016
Kevorkian, Ilona	Maricopa	3/14/2016
Marshall, Corey	Yavapai	6/21/2015
Mejia, Jeremy	Maricopa	1/11/2016
Okelue, Ngozi	Coconino	3/28/2016
Plummer, Jasmine	Maricopa	4/11/2016
Rivera, Alexandra	Maricopa	4/25/2016
Serrano-Cuevas, Iris	Maricopa	4/11/2016
Valdez, Tracy	Pima	3/28/2016
Void Jr., Dennis	Maricopa	4/4/2016
Weekley, Scott	Maricopa	4/18/2016

MOTION: A motion to approve the 24 applicants listed on the agenda for this meeting for membership in CORP pursuant to A.R.S. § 38-893.D and to note for the record that the physical examinations for Gillian Andrews, Caroline Chu, Sedric Gant, James Ingram, Cherry Irving, Corey Marshall, Ngozi Okelue, Alexandra Rivera and Dennis Void, Jr., identified a physical or mental condition or injury that existed or occurred before the member's date of membership in the plan, was made by J. Hathcock. Motion was seconded and passed unanimously. CORP 2016-29

Status Update – Membership Audit:

Staff completed an audit of the Board's membership records against an active membership list provided by PSPRS on December 4, 2015. Board staff has worked with the counties to obtain missing items and the final pending discrepancy, in Yavapai County, was resolved this month with receipt of Corey Marshall's exam report. Mr. Marshall is included on the Board's membership approval list this month.

Status Update – Legislation Affecting CORP:

The Board Secretary advised that HB 2074, addressing officer participation in the cancer insurance program, was transmitted to the House on March 30, 2016 for concurrence in the Senate amendments. As of April 21, 2016, it awaits further action in the House.

Future Agenda Items:

The Board Secretary stated that at the April 5, 2016 meeting, the Board approved an Ordinary Disability application from Monique Usher. However, Ms. Usher has since withdrawn her application for Ordinary Disability and declined the Board-approved benefit. Instead, she has decided to pursue an application for Total and Permanent Disability.

The Board Secretary advised that, should the Board refer Ms. Usher for an IME on the Total and Permanent Disability application, the IME doctor would have to answer additional/different questions than those posed for her Ordinary Disability application.

The Board Secretary also advised that should Ms. Usher's Total and Permanent Application not be successful, she would still have time to re-apply for an Ordinary Disability.

To clarify, Board member Jason Hathcock asked if a Total and Permanent Disability must be job-related, and if Ms. Usher is claiming her disability is job-related. The Board Secretary stated that at this time Ms. Usher is alleging the incidents are job-related. Ms. Usher claims her condition arises from PTSD created by confrontations in the field. In a prior conversation with the Board Secretary, the Board Attorney suggested the Board request Ms. Usher's Workers Compensation records when considering her application for Total and Permanent disability benefits.

Regarding the Board's annual review of disability cases, Board Member Rob Lubitz asked if it might be possible for the Board to develop a practice or policy for reviewing disability cases. He shared that the Social Security Administration uses three classification levels to determine its frequency of reviews. He would also be interested to learn how other boards determine how often to review their disability cases. The Board agreed this matter should be considered at future meetings.

Call to the Public:

No members of the public addressed the Board.

The meeting was adjourned at 10:33 a.m.

Transcribed May 3, 2016